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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

भाग II—खण्ड 4

PART II—Section 4

रक्षा मंत्रालय द्वारा जारी किये गये विधिक नियम और आदेश

Statutory Rules and Orders issued by the
Ministry of Defence

MINISTRY OF DEFENCE

New Delhi, the 21st November 1969

S.R.O. 334.—In exercise of the powers conferred by the proviso to sub-rule (1) of rule 10 of the Requisitioning and Acquisition of Immovable Property Rules, 1953, read with Section 25 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), and in continuation of the Government of India in the Ministry of Defence No. SRO-384, dated the 25th November, 1968, the Central Government hereby enlarges the period for making the award by the arbitrator (appointed under the notification of the Government of Uttar Pradesh in the General Administration Department No. M-XXVI-12(1)-III-1966-GAD, dated the 21st December, 1966) upto the 31st December, 1969.

[No. F. 16(22)/67/D(Lands).]

D. KRISHNAMURTHI, Under Secy.

New Delhi, the 21st November 1969

S.R.O. 335.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules regulating the methods of recruitment to Class I and II posts in the Military Engineer Services, namely:—

1. Short title and commencement.—(1) These rules may be called the Military Engineer Services (Administrative Cadre) Recruitment Rules, 1969.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. Application.—These rules shall apply to the posts specified in item 1 of the Schedule hereto annexed.

3. Number of post, classification and scale of pay.—The number of posts, their classifications and the scales of pay attached thereto shall be as specified in items 2 to 4 of the said schedule.

4. Method of recruitment, age limit and qualifications.—The methods of recruitment to the said posts, the age limits, qualifications and other matters connected therewith shall be as specified in items 5 to 13 of the schedule aforesaid.

5. Disqualifications.—(a) No person, who has more than one wife living or who, having a spouse living, marries in any case in which such marriage is void by reason of its taking place during the life time of such spouse, shall be eligible for appointment to the said post; and

(b) no woman, whose marriage is void by reason of the husband having a wife living at the time of such marriage or who has married a person who has a wife at the time of such marriage, shall be eligible for appointment to the said post:

Provided that the Central Government may, if satisfied that there are special grounds for so ordering, exempt any person from the operation of this rule.

6. Powers to relax.—Where the Central Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writng and in consultation with the Union Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons/the post.

SCHEDULE

Name of Post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct rectts.	Whether age and educational qualifications prescribed for the direct rectts. will apply in the case of promotees	Period of probation, if any	Method of rectt. whether by direct rectt. or by promotion or by deputation/transfer and percentage of the vacancies to be filled by various methods	In case of rectt. by promotion/ deputation, transfer, grades from which promotion/deputation/transfer to be made	If a D.P.C. exists what is its composition	Circumstances in which UPSC is to be consulted in making rectt.
1	2	3	4	5	6	7	8	9	10	11	12	13
1. Senior Administrative Officer Grade I	<u>Permt</u> None <u>Tempy.</u> 6	Class I	Rs. 800— 40—1000	Selection	N.A.	N.A.	N.A.	2 years	100% by promotion	Promotion:— Initially from Civilian Administrative Officers, Gde. I (renamed as Administrative Officer Gde I) with 6 years service and later from Senior Administrative Officers, Gde. II with 3 years service in the grade.	Class I DPC	As required under the rules.

I	2	3	4	5	6	7	8	9	10	11	12	13
2. Senior Administrative Officer Gde. II	<u>Permt.</u> None <u>Tempy.</u> 10	Class II Gazetted	Rs. 740— 30—830— 35—900	Selection	N.A.	N.A.	N.A.	2 years	100% by promotion	Promotion :— Civilian Administrative Officer, Gde. I (renamed as Administrative Officer, Gde. I) with 3 years service in the grade.	Class II DPC	As required under the rules
3. Administrative Officer, Gde. II	<u>Permt.</u> 19 <u>Tempy.</u> 36	Do.	Rs. 450— 25—575	Do.	30 years & below (Relaxable for Govt. servants)	Essential :— 1. A degree of a recognized University or equivalent 2. About 3 years administrative experience in a responsible capacity in a Govt. or Semi Govt Organisation or in a Commercial concern of repute (Qualifications relaxable at Commissions discretion in case of candidates otherwise well qualified)	Do.	2 years During probation should qualify in Hindi and pass departmental test in M.E.S. procedure	Promotion :— 75% Recruitment— 25%	Promotion :— Superintendent (Clerical) with 3 years service in the grade.	Do.	Do.

4.	Administrative Officer Grade I	Pt. 16	MES Class II Gazetted	Ra. 590—30—800	Selection	N.A.	N.A.	N.A.	Two years	By promotion	Promotion:—	Do.	Do.
											Administrative Officer Grade II with 3 years service in the grade rendered after appointment thereto on a regular basis.		

[No. F. 1(16)/65/D(Appts.).]

V. A. VALIAPARAMPIL, Under Secy.

New Delhi, the 24th November 1969

S.R.O. 336.—In exercise of the powers conferred by section 60 of the Cantonments Act, 1924 (2 of 1924), the Cantonment Board, Kasauli, with the previous sanction of the Central Government, hereby makes the following amendments in the Home Department Notification No. 22269, dated the 25th May, 1932, imposing dog tax, namely:—

Amendments

In the said notification, in item (a) for the words "three rupees per annum", the words "four rupees per annum" shall be substituted.

[File No. 53/30/C/L&C/69/4361-C/D(Q&C).]

S.R.O. 337.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Meerut by reason of the acceptance by the Central Government of the resignation of Major O. P. Bangla, a nominated member.

[File No. 19/20/C/L&C/65/4360-C/1D(Q&C).]

S.R.O. 338.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Lt. Col. Gurdev Singh DAQMG, has been nominated as a member of the Cantonment Board, Meerut *vide* Major O. P. Bangla who has resigned.

[File No. 19/20/C/L&C/65/4360-C/2D(Q&C).]

S.R.O. 339.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Dinapore by reason of the acceptance by the Central Government of the resignation of Capt. Joginder Lal, a nominated member.

[File No. 19/1/C/L&C/65/4258-C/1D(Q&C).]

S.R.O. 340.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Major M. M. Seoni has been nominated as a member of the Cantonment Board, Dinapore *vice* Capt. Joginder Lal, who has resigned.

[File No. 19/1/C/L&C/65/4258-C/2D(Q&C).]

New Delhi, the 27th November 1969

S.R.O. 341.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Meerut by reason of the acceptance by the Central Government of the resignation of Major N. S. Rawal, a nominated member.

[File No. 19/20/C/L&C/65/4377-C/1D(Q&C).]

S.R.O. 342.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Lt. Col. Lachhman Singh, has been nominated as a member of the Cantonment Board, Meerut *vice* Major N. S. Rawal, who has resigned.

[File No. 19/20/C/L&C/65/4377-C/2D(Q&C).]

S.R.O. 343.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Meerut by reason of the acceptance by the Central Government of the resignation of Shri H. D. Pande, Magistrate 1st Class.

[File No. 19/20/C/L&C/65/4372-C/1D(Q&C).]

S.R.O. 344.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Shri D. K. Mittal, Magistrate 1st Class has been nominated as a member of the Cantonment Board, Meerut, by the District Magistrate, Meerut in exercise of the powers conferred under section 13(3) of that Act *vice* Shri H. D. Pande, Magistrate 1st Class resigned.

[File No. 19/20/C/L&C/65/4372-C/2D(Q&C).]

S. P. MADAN, Under Secy.

New Delhi, the 27th November 1969

S.R.O. 345.—In exercise of the powers conferred by the proviso to article 309 of the Constitution and of all other powers enabling him in this behalf, the President hereby makes the following rules to amend the Armed Forces Headquarters Clerical Service Rules, 1968, namely:—

1. (1) These rules may be called the Armed Forces Headquarters Clerical Service (Amendment) Rules, 1969.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Armed Forces Headquarters Clerical Service Rules, 1968,—

(i) for clause (f) of rule 2, the following clause shall be substituted, namely:—

“(f) ‘direct recruit’ means a person recruited to the Lower Division Grade on the basis of a competitive examination held by the Commission or by the Government;”;

(ii) for sub-rule (3) of rule 10, the following sub-rule shall be substituted, namely:—

“(3) If sufficient number of qualified candidates are not available for appointment to the Lower Division Grade on the results of competitive examinations held by the Commission or by the Government, the vacancies may be filled either provisionally or on a regular basis in such manner as may be specified by the Government in consultation with the Commission.”;

(iii) for rule 11, the following rule shall be substituted, namely:—

“11. *Regulations for the competitive examination.*—The rules for the competitive examinations referred to in the Third Schedule shall be as determined by regulations made by the Government, in consultation with the Commission.”;

(iv) in sub-rule (4) of rule 15, under the heading “II. Lower Division Grade”, the following proviso shall be added to item (ii), namely:—

“Provided that the qualified candidates of the competitive examination held by the Government for filling 10 per cent vacancies from Class IV employees (borne on the regular establishment of the Headquarters and Inter-Service Organisations, referred to in the First Schedule) in a particular year shall *en bloc* be ranked junior to the recruits of the competitive examination held in that year by the Commission.”;

(v) in the Third Schedule, against the “Lower Division Grade (Class III—Ministerial)”, in column 3, for the heading “*Temporary vacancies*” and the entry thereunder, the following heading and the entry shall be substituted, namely:—

Temporary vacancies:—

Temporary vacancies shall be filled in the following manner, namely:—

(a) ten per cent of vacancies may be filled by appointment of Class IV employees (borne on the regular establishment of the Headquarters and Inter-Service Organisations referred to in the First Schedule) on the basis of competitive examinations held for the purpose by the Government:

Provided that if sufficient number of persons do not become available, the vacancies shall be filled in the manner prescribed in clause (b);

- (b) ninety per cent of the vacancies or such higher percentage as may be determined by the Government in accordance with the proviso to (a) above shall be filled by direct recruitment on the basis of competitive examinations held for the purpose by the Commission."

[File No. 94762/CAO/DPC.]

THE ARMED FORCES HEADQUARTERS CLERICAL SERVICE (LOWER DIVISION GRADE COMPETITIVE EXAMINATION FOR CLASS IV STAFF) REGULATIONS, 1969.

S.R.O. 346.—In pursuance of rule 11 of the Armed Forces Headquarters Clerical Service Rules, 1968, the Central Government, after consultation with the Union Public Service Commission, hereby makes the following regulations, namely:—

1. Short title and commencement.—(1) These regulations may be called the Armed Forces Headquarters Clerical Service (Lower Division Grade Competitive Examination for Class IV Staff) Regulations, 1969.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions.—(1) In these regulations, unless the context otherwise requires,—

(a) "available vacancies" means the vacancies in the Lower Division Grade of the Service which are decided to be filled on the results of an examination;

(b) "crucial date" means the first day of January of the year in which the examination is held;

(c) "examination" means a competitive examination held by the Government for appointment of Class IV employees to the Lower Division Grade of the Service;

(d) "regularly appointed Class IV employee" means an employee appointed in any of the Headquarters and Inter-Service Organisations participating in the Service on a long-term basis according to the prescribed procedure;

(e) "Scheduled Castes" and "Scheduled Tribes" shall have the meanings assigned to them by clauses (24) and (25), respectively, of article 366 of the Constitution of India.

(2) All other words and expressions used in these regulations and not defined but defined in the Armed Forces Headquarters Clerical Service Rules, 1968, shall have the meanings respectively assigned to them in the said rules.

3. Holding of the examination.—(1) The examination shall be held by the Government in such manner as may be notified from time to time.

(2) The dates on which and the places at which the examination is to be held shall be fixed by the Government.

4. Conditions of eligibility.—(1) *Eligibility*—Any permanent or regularly appointed temporary Class IV employee who satisfies the following conditions shall be eligible to appear at the examination, namely:—

(a) *Length of service.*—He should have on the crucial date, rendered not less than five years' approved and continuous service as a Class IV employee or in any higher grade.

NOTE 1.—The limit of 5 years of approved and continuous service shall also apply if the total reckonable service of a candidate is partly as a Class IV employee in the Armed Forces Headquarters or any Inter-Service Organisation participating in the Armed Forces Headquarters Clerical Service and partly in any other Government Department or Office in an equivalent or higher grade.

NOTE 2.—Class IV employees who are on deputation to ex-cadre posts with the approval of the competent authority shall be eligible to be admitted to the examination, if otherwise eligible. A Class IV employee who has been appointed

to an ex-cadre post or to another Service on transfer, and continues to have a lien in the Class IV post for the time being shall also be eligible to be admitted to the examination, if otherwise eligible.

(b) *Age*.—He should not be more than 40 years of age on the crucial date:

Provided that the upper age limit may be relaxed in respect of such categories of persons as may be notified from time to time in this behalf by the Government, to the extent and subject to the conditions notified in respect of each category.

(c) *Educational qualifications*.—He must have passed the Matriculation Examination of a Board or University established or incorporated by or under a Central Act, a Provincial or a State Act, or otherwise possesses any qualification recognised by the Government as equivalent thereto:

Provided that in exceptional cases, a candidate who, though not possessing any of the qualifications specified in this clause, may be treated by the Government qualified if he has passed such examinations conducted by any other institution as are in the opinion of the Government of a standard sufficient to justify his admission to the examination.

(2) *Attempts at the Examination*.—Unless covered by any of the exceptions notified from time to time by the Government in this behalf, a candidate should not have already competed more than twice at the examination held after the 1st January, 1969.

NOTE.—A candidate shall be deemed to have competed at the examination if he actually appears in any one or more subjects.

(3) *Fee*.—Subject to such exemptions or concessions as may be notified from time to time in this behalf, a candidate shall pay the fee prescribed by the Government.

(4) *Special provision regarding eligibility of Class IV employees joining military service on account of the emergency*.—Protection shall be afforded to Class IV employees who because of their having joined, or having been called up for, military service during the emergency, cannot appear in the examination, in the manner specified from time to time by the Government in this behalf.

5. *Disqualification for candidature*.—Any attempt on the part of a candidate to obtain support for his candidature by any means may be held by the Government to be a conduct which would disqualify him for admission to the examination.

6. *Decision as to eligibility*.—The decision of the Government as to the eligibility or otherwise of a candidate for admission to the examination shall be final and no candidate to whom a certificate of admission has not been issued by the Government shall be admitted to the examination.

7. *Results*.—(1) The names of the candidates who are considered by the Government to be suitable for appointment on the result of the examination shall be arranged in the order of merit and, subject to the provisions of sub-regulation (3) of regulation 8, they shall be recommended for appointment in that order up to the number of appointments decided to be made.

(2) The form and manner of communication of the results of the examination to individual candidates shall be decided by the Government who shall not enter into any correspondence with the individual candidates regarding results.

8. *Appointments*.—(1) Success in the examination shall confer no right to appointment in the Lower Division Grade of the Service unless Government is satisfied after such inquiry as may be considered necessary, that the candidate is suitable in all respects for appointment to the public service.

(2) No candidate shall be appointed to the Lower Division Grade of the Service unless he is after such medical examination as the Government may prescribe, found to be free from any mental or physical defect which is likely to interfere with the discharge of the duties of the Service.

(3) Save as provided in sub-regulation (4), appointments to the Lower Division Grade of the Service on the results of any examination shall be made to the extent of the available vacancies in the order of merit of the candidates recommended by the Government for appointment, subject to reservations for the candidates of the Scheduled Castes and Scheduled Tribes in accordance with the orders issued from time to time by the Government in this behalf but unfilled vacancies shall not be carried over to the next year.

(4) Candidates belonging to any of the Scheduled Castes or the Scheduled Tribes who are considered by the Government to be suitable for appointment on the results of the examination with due regard to the maintenance of efficiency of administration shall be eligible to be appointed to the vacancies reserved for them irrespective of their ranks in the order of merit in the examination.

(5) (i) Candidates shall have to pass, if not already passed, one of the periodical typewriting tests in English or Hindi to be held by the Secretariat Training School at a minimum speed of 30 words in English or 25 words in Hindi, per minute, within a period of one year from the date of appointment, failing which no annual increment(s) shall be allowed to them until they have passed the said test;

(ii) candidates who do not pass the said typewriting test within the period of probation shall be liable to be reverted to their substantive appointments or temporary posts held by them before their appointment to Lower Division Grade;

(iii) candidates, who had already passed or may pass the said test within a period of six months from the date of appointment shall however be granted the first increment after six months instead of one year's service which shall be absorbed in the subsequent regular increments. This concession shall be applicable only to such of the candidates who may qualify in the examination to be held during 1969.

9. Penalty for impersonation or other misconduct.—A candidate who is or has been declared by the Government guilty of impersonation or of submitting fabricated documents, or documents which have been tampered with, or of making statements which are incorrect or false, or of suppressing material information or otherwise resorting to any other irregular or improper means for obtaining admission to the examination, or of using or attempting to use unfair means in the examination hall or of misbehaviour in the examination hall, may, in addition to rendering himself liable to criminal prosecution,—

(a) be debarred permanently or for a specified period from admission to any examination or appearance at any interview held by the Government for selection of candidates; and

(b) be liable to disciplinary action under the appropriate rules.

[File No. 94762/CAO(DPC).]

B. J. SENGUPTA, C.A.O.

New Delhi, the 27th November 1969

S.R.O. 347.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules regulating the method of recruitment to Class I Gazetted posts in the Navy, namely:—

1. Short title and commencement.—(1) These rules may be called the Navy (Class I Gazetted Posts) Recruitment Rules, 1969.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Application.—These rules shall apply to the posts specified in column 1 of the Schedule annexed hereto.

3. Number, classification and scale of pay.—The number of posts, their classification and the scale of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule.

4. Method of recruitment, age-limit, qualifications etc.—The method of recruitment to the said posts, age-limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the Schedule aforesaid:

Provided that the upper age limit specified in column 6 of the said Schedule for direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Castes, the Scheduled Tribes and other special categories of persons in accordance with the orders issued from time to time by the Central Government.

5. Disqualifications.—(1) No person, who has more than one wife living or who, having a spouse living, marries in any case in which such marriage is void by reason of its taking place during the lifetime of such spouse, shall be eligible for appointment to any of the said posts, and

(2) no woman, whose marriage is void by reason of the husband having a wife living at the time of such marriage, or who has married a person who has a wife living at the time of such marriage, shall be eligible for appointment to any of the said posts:

Provided that the Central Government may, if satisfied that there are special grounds for so ordering, exempt any person from the operation of this rule.

6. Power to relax.—Where the Central Government is of opinion that it is necessary for expedient so to do, it may, by order, for reasons to be recorded in writing, and in consultation with the Union Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons or posts.

SCHEDULE

Name of post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age for direct recruits	Educational and other qualifications required for direct recruits	Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotees	Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer and percentage of vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer grades from which promotion deputation to be made	If a DPC exists, what is its composition	Circumstances under which UPSC is to be consulted in making recruitment
1	2	3	4	5	6	7	8	9	10	11	12	13
1. Deputy Director of Civilian Personnel.	1	Civilian (One) in Defence service, Class I Gazetted.	Rs. 900—50—1250.	Selection	Not Applicable.	Not Applicable.	Not Applicable.	Two years.	By promotion	Promotion: From the following grades provided the incumbent is drawing minimum basic pay of Rs. 900/- (i) Personnel Manager — I (Rs. 700—1250) (ii) Administrative Officer Naval Dockyard Bombay—1 (Rs. 700—1250)	Class I Departmental Promotion Committee	As required under Union Public Service Commission (Exemption from consultations) Regulations, 1958.

(a) Personnel Manager One (b) Administrative Officer.	(a) Civilian in Defence Service Class I Gazetted. (b) One	Rs.700—40—1100— 50/2— 1250.	Selection	Not Applicable.	Not Applicable.	Not Applicable.	Not Applicable.	2 years	By promotion	Promotion :	From the following mental categories of upgraded Civilian Gazetted Officers of the Navy provided the incumbent is drawing minimum basic pay of Rs. 800/-	Class I Department of Promotion Committee.	As required under the Union Public Service Commission (Exemption from Consultation) Regulation, 1958.
											(i) Staff Officer (Training) 3—1 (Rs. 800—1000) (ii) Staff Officer (Civilians) Navy Office, Bombay—1 (Rs. 740—900) (iii) Indian Naval Distributing Authority—1 (Rs. 590—900) (iv) Officer-in-Charge, Advancement Section, Naval Barracks, Bombay—1 (Rs. 350—900).		

(iii) Staff Officer (Training) 3
Naval HQ —1
(Rs. 800—1000)
(iv) Staff Officer (Civilians)
Naval Office
Bombay—1
(Rs. 740—900)
(v) Indian Naval Distributing Authority—1
(Rs. 590—900).

1	2	3	4	5	6	7	8	9	10	11	12	13
3. Staff Officer, Training) 3, Naval HQ.	One	Civilian in Defence Service Class I Gazetted.	Rs. 800 40—1000.	Selection	Not Applicable.	Not Applicable.	Not Applicable.	2 years	By promotion	Promotion: From the following grades of Civilian Gazetted Officers of the Navy, provided the incumbent is drawing minimum basic pay of Rs. 800/- (i) Staff Officer (Civilian) —I (Rs. 740—900) (ii) Indian Naval Distributing Authority—I (Rs. 590—900) (iii) Officer-in-Charge, Advancement Section, Naval Barracks, Bombay—I (Rs. 350—900) (iv) Assistant Personnel Manager, Naval Dockyard, Bombay—I (Rs. 350—900).	Class I Departmental Promotion Committee.	As required under the Union Public Service Commission (Exemption from Consultation) Regulation, 1958.

[File No. CP(DPC)240/18826/D(Appts.).]

V. A. VALIAPARAMPIL, Under Secy.